

Message Text

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ACTION NODS-00

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FM AMEMBASSY CAIRO
TO SECSTATE WASHDC FLASH 8584

S E C R E T SECTION 01 OF 02 CAIRO 11913

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FOR THE SECRETARY FROM AMBASSADOR

E.O. 11652: GDS
TAGS: PEPR PBOR EG IS US
SUBJECT: REVISED EGYPTIAN COUNTERPROPOSAL ON WEST BANK/
GAZA

REF: CAIRO 11910

1. AT END OF MY MEETING WITH FONMIN KAMEL TODAY TO PROVIDE CLARIFICATION ON PRESIDENT CARTER'S INTERVIEW (SEPTEL), HE SAID HE WISHED TO GIVE ME REVISED EGYPTIAN GUIDELINES FOR WEST BANK/GAZA. (THIS IS PROMISED EGYPTIAN COUNTERPROPOSAL AND IS ENTITLED "GUIDELINES FOR THE SOLUTION OF THE PALESTINIAN QUESTION.") KAMEL REITERATED THAT COPY IS WITH PRESIDENT SADAT, WHO HAS NOT YET FORMALLY APPROVED IT. HOWEVER, IT WAS WRITTEN IN CONTEXT EARLIER ISTRUCTIONS ISSUED BY SADAT. KAMEL WOULD HAVE PREFERRED HAVE SADAT'S FORMAL APPROVAL BEFORE GIVING IT TO US, BUT DOES NOT NOW EXPECT TO SEE THE PRESIDENT UNTIL WEDNESDAY, MAY 3. HENCE, SINCE BEGIN TALKS ARE DUE TO BEGIN IN WASHINGTON TODAY, KAMEL WANTED PRESIDENT CARTER AND YOU TO HAVE IT WITHOUT FURTHER DELAY.

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2. FOR NOW, KAMEL EMPHASIZED, THIS REVISION IS FOR OUR INFORMATION ONLY. HE ASKED THAT WE ADVISE GOE WHEN WE THINK IT MIGHT BE USEFUL TO PRESENT IT TO ISRAELIS. I REGRET TO SAY THAT, IN MY QUICK READING OF THE EGYPTIAN COUNTERPROPOSAL, IT DOES NOT GO MUCH BEYOND EARLIER EGYPTIAN PROPOSAL. KAMEL CONTINUES TO BE LEARY ABOUT MAKING

SUBSTANTIVE PROPOSALS ON THE WEST BANK/GAZA WITHOUT JORDANIAN OR PALESTINIAN AUTHORIZATION.

3. QUOTE:

GUIDELINES FOR THE SOLUTION OF THE PALESTINIAN QUESTION.

I. THE ESTABLISHMENT OF A JUST AND LASTING PEACE IN THE MIDDLE EAST NECESSITATES A JUST SOLUTION OF THE PALESTINIAN QUESTION IN ALL ITS ASPECTS. THIS SOLUTION SHOULD BE BASED ON THE PRINCIPLES OF THE UNITED NATIONS CHARTER; PARTICULARLY THE FOLLOWING PRINCIPLES;

1. THE PRINCIPLE OF THE INADMISSABILITY OF THE ACQUISITION OF TERRITORY BY WAR,

2. THE PRINCIPLE OF EQUAL RIGHTS AND SELF-DETERMINATION OF PEOPLES, BY VIRTUE OF WHICH ALL PEOPLES HAVE THE RIGHT FREELY TO DETERMINE, WITHOUT EXTERNAL INTERFERENCE, THEIR POLITICAL STATUS AND TO PURSUE THEIR ECONOMIC, SOCIAL AND CULTURAL DEVELOPMENT, AND THE DUTY OF EVERY STATE TO RESPECT THIS RIGHT IN ACCORDANCE WITH THE PROVISIONS OF THE CHARTER.

3. RESPECT FOR AND ACKNOWLEDGEMENT OF THE SOVEREIGNTY, TERRITORIAL INTEGRITY AND POLITICAL INDEPENDENCE OF
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EVERY STATE (IN THE AREA) AND THEIR RIGHT TO LIVE IN PEACE WITHIN SECURE AND RECOGNIZED BOUNDARIES FREE FROM THREATS OR ACTS OF FORCE;

II. IN FULFILLMENT OF THE ABOVE-MENTIONED PRINCIPLES, A FINAL SETTLEMENT OF THE PALESTINIAN QUESTION SHALL CONSIST OF:

1. ISRAEL'S WITHDRAWAL FROM THE TERRITORIES OCCUPIED IN JUNE 1967 INCLUDING JERUSALEM, I.E. THE WEST BANK AND THE GAZA STRIP, ISRAELI WITHDRAWAL INCLUDES THE SETTLEMENTS ESTABLISHED BY ISRAEL IN THE OCCUPIED TERRITORIES.

2. THE EXERCISE BY THE PALESTINIAN PEOPLE OF THEIR RIGHT TO SELF DETERMINATION, FREELY AND WITHOUT EXTERNAL INTERFERENCE, IN ACCORDANCE WITH THE UNITED NATIONS CHARTER.

3. IMPLEMENTATION OF GENERAL ASSEMBLY RESOLUTION 194 (III) WHICH STIPULATES, WITH REGARD TO THE PALESTINIAN REFUGEES OF 1948, THAT THE REFUGEES WISHING TO RETURN TO THEIR HOMES AND LIVE AT PEACE WITH THEIR NEIGHBORS SHOULD BE PERMITTED TO DO SO AT THE EARLIEST PRACTICABLE DATE,

AND THAT COMPENSATION SHOULD BE PAID FOR THE PROPERTY OF THESE CHOOSING NOT TO RETURN AND FOR LOSS OF OR DAMAGE TO PROPERTY WHICH, UNDER PRINCIPLES OF INTERNATIONAL LAW OR IN EQUITY, SHOULD BE MADE GOOD BY THE GOVERNMENTS OR AUTHORITIES RESPONSIBLE.

4. APPROPRIATE ARRANGEMENTS SHALL BE ESTABLISHED FOR THE MUTUAL GUARANTEE OF THE SOVEREIGNTY, TERRITORIAL INTEGRITY AND POLITICAL INDEPENDENCE OF THE STATES CONCERNED.

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III. TRANSITIONAL PERIOD:

(1) THERE SHALL BE A TRANSITIONAL PERIOD NOT EXCEEDING FIVE YEARS LEADING TO THE EXERCISE BY THE PALESTINIAN PEOPLE OF THEIR RIGHT TO SELF-DETERMINATION IN AN ORDERLY AND PEACEFUL ATMOSPHERE.

(2) THE INHABITANTS OF THE WEST BANK AND THE GAZA STRIP WHO LEFT THE AREA SINCE THE OUTBREAK OF HOSTILITIES IN JUNE 1967 WOULD BE ALLOWED TO RETURN IN ACCORDANCE WITH SECURITY COUNCIL RESOLUTION 237 (1967).

(3) THE ADMINISTRATION OF THE WEST BANK AND GAZA DURING THE TRANSITIONAL PERIOD WILL BE VESTED IN THE UNITED NATIONS. THE SECRETARY GENERAL OF THE UNITED NATIONS WILL BE REQUESTED TO DESIGNATE A SPECIAL REPRESENTATIVE TO CARRY OUT ADMINISTRATIVE FUNCTIONS, WITH THE PARTICIPATION OF REPRESENTATIVES OF THE PALESTINIAN PEOPLE. THE JORDAN WITH RESPECT TO THE WEST BANK AND THE ASSISTANCE OF EGYPT WITH RESPECT TO THE GAZA STRIP.

(4) THE RESPONSIBILITY FOR THE MAINTENANCE OF LAW AND ORDER DURING THE TRANSITIONAL PERIOD WILL BE

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HANDED OVER TO THE SPECIAL REPRESENTATIVE OF THE SECRETARY GENERAL.

(5) A PLEBISCITE SHALL BE HELD DURING THE TRANSITIONAL PERIOD UNDER THE AUSPICES OF THE UNITED NATIONS. IN THE PLEBISCITE THE PALESTINIAN PEOPLE SHALL DETERMINE THEIR POLITICAL STATUS AND POSSIBLE LINK WITH JORDAN. MODALITIES FOR THE PLEBISCITE SHALL BE WORKED OUT BY THE SPECIAL REPRESENTATIVE OF THE SECRETARY GENERAL OF THE UNITED NATIONS.

IV.

1. ISRAEL SHALL WITHDRAW FROM JERUSALEM IN ACCORDANCE WITH THE PRINCIPLE OF INADMISSIBILITY OF ACQUISITION OF TERRITORY BY WAR.

2. JERUSALEM SHALL BE THE SEAT OF THE SPECIAL REPRESENTATIVE OF THE UNITED NATIONS SECRETARY GENERAL.

3. IN ORDER TO PROTECT AND PRESERVE THE UNIQUE SPIRITUAL AND RELIGIOUS CHARACTER OF THE CITY OF JERUSALEM, THE SPECIAL REPRESENTATIVE SHALL DETERMINE THE REQUIRED MEASURES TO ENSURE THE FREE EXERCISE OF WORSHIP. THE FREEDOM OF ACCESS, VISIT AND TRANSIT SHALL BE GUARANTEED TO THE HOLY PLACES WITHOUT DISTINCTION OR DISCRIMINATION UNQUOTE. ELTS

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